



State Mining and Geology Board

Regular Business Meeting Minutes

July 13, 2000

The meeting was called to order and with five members present, a quorum was established.

CONSENT ITEMS

All items on consent were approved or accepted by a unanimous voice vote after being moved by Board Member Robert Munro. This included the Minutes of the previous meeting; lead agency ordinance certifications for the Cities of San Diego and Los Angeles and the Counties of Lake and Contra Costa.

REPORTS

DEPARTMENT OF CONSERVATION:

Director's Report

Director Darryl Young provided information about the newly approved budget, the Cache Creek Management Plan, digitizing the Alquist-Priolo Earthquake Fault Zone Maps, and the North Coast Watershed Protection Project. He summarized legislative bill activity on SB 666, AB 2254, and SB 244.

Mr. Young told about the Abandoned Mine Task Force 2nd Report and the requests has made to the governor for additional Board Member appointments.

Glen Stober, Assistant Director, Office of Mine Reclamation, explained:

- The contents of the Abandoned Mine Task Force report Volumes 1 and 2
- Acceptance of a program to allow for the extraction and recycling of free mercury in Sierra Steams by mine operators
- SMARA database development and schedule
- Inspection workshop being conducted in Corona on August 3, and 4

Russ Miller, Senior Geologist, provided the State Geologist's report. He reported on:

- Watershed mapping project is started with Part 1 focused on landslide mapping, and Part 2 focused on alluvial geomorphology (project is slated to last 7 years)
- Gov. approved statewide aggregate resource maps for public release

Executive Officer's Report

John Parrish announced the Geohazards Committee will be conducting public hearings in both San Francisco and Los Angeles on August 11 to accept public comments on the preliminary seismic hazard maps that DMG released on May 15, 2000.

He announced the next board meeting will be August 17 in Sacramento.

GOOD OF THE MEETING

There were no speakers.

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NEW BUSINESS

Adoption of Proposed Regulatory Language to Add Section 3604 et seq., Selection of Professional Service Firms, to the California Code of Regulations, Title 14, Chapter 8, Subchapter 1, Article 3.

Executive Officer Parrish noted that the proposed Regulation had been properly noticed and circulated for public comment as required by both state law and the Board's bylaws. He summarized the one public comment that was received and stated that no public hearing was held as none had been requested.

Board Member Robert Munro moved to adopt the regulation, and instruct the Executive Officer to finalize the regulation via the rulemaking process. The motion was seconded by Board Member Allen Jones and was carried by a unanimous roll-call vote.

Adoption of Proposed Regulatory Language to Add Section 3726 et seq., Selection of Professional Service Firms, to the California Code of Regulations, Title 14, Chapter 8, Subchapter 1, Article 10, Seismic Hazards Mapping

Executive Officer Parrish noted that the proposed Regulation had been properly noticed and circulated for public comment as required by both state law and the Board's bylaws. He summarized the one public comment that was received and stated that no public hearing was held as none had been requested.

Board Member Richard Ramirez moved to adopt the regulation, and instruct the Executive Officer to finalize the regulation via the rulemaking process. The motion was seconded by Board Member Munro and was carried by a unanimous roll-call vote.

Adoption of Proposed Regulatory Language to Add Article 13, Selection of Professional Service Firms, to the California Code of Regulations, Title 14, Chapter 8, Subchapter 1, Commencing with Section 3920 (SMARA)

Executive Officer Parrish noted that the proposed Regulation had been properly noticed and circulated for public comment as required by both state law and the Board's bylaws. He summarized the one public comment that was received and stated that no public hearing was held as none had been requested.

Board Member Robert Griego moved to adopt the regulation, and instruct the Executive Officer to finalize the regulation via the rulemaking process. The motion was seconded by Board Member Jones and was carried by a unanimous roll-call vote.

Adoption of Proposed Regulatory Language to Amend Section 3550.13, Construction Aggregate Resources, Fresno Production-Consumption Region, of the California Code of Regulations, Title 14, Chapter 8, Subchapter 1, Article 2.

Executive Officer Parrish noted that the proposed Regulation had been properly noticed and circulated for public comment as required by both state law and the Board's bylaws. He clarified that the lead agency had been made aware of this regulatory change, he stated that no public hearing was held as none had been requested.

Board Member Allen Jones moved to adopt the regulation, and instruct the Executive Officer to finalize the regulation via the rulemaking process. The motion was seconded and was carried by a unanimous roll-call vote.

REVIEW OF THE ORDER OF ADMINISTRATIVE PENALTIES

(This item was recorded by a certified court reporter and the transcript is available for review in the SMGB office) California Mine ID Number 91-36-0051; Old Henshaw Quarry; Robert Raney, Operator; San Bernardino County; in the Amount of \$10,000 (Ten Thousand dollars) for failure to provide a lead agency approved reclamation plan and financial assurances as required by PRC ' 2207. [Case Number 91-36-0051-99A]

Dr. Parrish swore in all persons testifying in the case. After the appellant's legal representative sought a continuance in consideration of inadequate notice of proceedings, Dr. Parrish clarified that the appellant had been notified about the time and location of this proceeding several times over the previous 90 days. The Board determined to proceed with the hearing.

After hearing statements on behalf of the appellant, the Department, and the lead agency (San Bernardino County), the Board modified the penalty to \$50,000.

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ROBERT GRUNWALD, CHAIRMAN

JOHN PARRISH, EXECUTIVE OFFICER

AUGUST 17, 2000'